

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

UNITED STATES OF AMERICA,                   :  
  :  
                  v.                            : File No. 2:04 CR 98-1  
  :  
KATHRYN KEOUGH                            :

ORDER

The Report and Recommendation of the United States Magistrate Judge was filed January 5, 2010. After careful review of the file and the Magistrate Judge's Report and Recommendation, no objections having been filed by any party, this Court ADOPTS the Magistrate Judge's recommendations in full for the reasons stated in the Report.

A district judge must make a *de novo* determination of those portions of a magistrate judge's report and recommendation to which an objection is made. Fed. R. Civ. P. 72(b); 28 U.S.C. § 636(b) (1); *Perez-Rubio v. Wyckoff*, 718 F.Supp. 217, 227 (S.D.N.Y. 1989). The district judge may "accept, reject, or modify, in whole or in part, the magistrate's proposed findings and recommendations." *Id.*

The defendant's motion pursuant to 28 U.S.C. §2255 (Paper 89) is DENIED without prejudice.

Dated at Burlington, in the District of Vermont, this  
29th day of March, 2010.

/s/ William K. Sessions III  
William K. Sessions III  
Chief Judge  
U.S. District Court